

**Town of Kensington  
Minutes of Regular Council Meeting  
Monday, April 8, 2019  
7:00 PM**

**Council Members Present:** Mayor Rowan Caseley; Deputy Mayor Pickering; Councillors: Spencer, Toombs, Gallant, Mann and Bernard

**Staff Members Present:** Chief Administrative Officer, Geoff Baker; Deputy Chief Administrative Officer, Wendy MacKinnon; Administrative Assistant, Kim Caseley; Police Chief, Lewie Sutherland

**Visitors:** Allison Jenkins – Journal Pioneer  
Adrien Wedge – Public Works Employee

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**1. Calling of Meeting to Order**

**1.1** Mayor Caseley called the meeting to order at 7:00 PM and welcomed Council members, staff and visitors.

**2. Approval of Tentative Agenda**

**2.1** *Moved by Deputy Mayor Pickering, seconded by Councillor Gallant to approve the tentative agenda for the April 8, 2019 regular meeting of Town Council with the addition of item 8.2 – Rescind Motion for Water & Pollution Control Corporation Honorarium, as requested by Councillor Bernard and item 8.3 – Island Stone Pub Electrical Upgrades. Unanimously carried.*

**3. Declaration of Conflict of Interest**

**3.1** Mayor Caseley discussed that members of Town Council or staff who believe they may have a conflict of interest on any matter that will be discussed at this meeting should declare that potential conflict at this time, withdraw at the time of discussion and vacate the Council Chambers during deliberation and decision.

**3.2** *Deputy Mayor Pickering declared a conflict with item 8.1.3.*

**4. Delegations / Presentations**

**4.1** Don Reid of the Age Friendly Communities Organization was unable to attend the April 8, 2019 meeting and will re-schedule.

**5. Approval of Minutes of Previous Meeting**

**5.1** *Moved by Councillor Spencer, seconded by Councillor Bernard to approve the minutes from the March 11, 2019 regular meeting of Town Council. Unanimously carried.*

**5.2** *Moved by Deputy Mayor Pickering, seconded by Councillor Toombs to approve the*

*minutes from the March 27, 2019 Special Meeting of Town Council. Unanimously carried.*

**5.3** *Moved by Councillor Spencer, seconded by Deputy Mayor Pickering to approve the minutes from the April 4, 2019 Public Meeting of Town Council. Unanimously carried.*

**6. Business Arising from Minutes**

**6.1** **March 11, 2019 Regular Meeting – Nil**

**6.2** **March 27, 2019 Special Meeting – Nil**

**6.3** **April 4, 2019 Public Meeting - Nil**

**7. Reports**

**7.1 CAO's Report**

**7.1.1** *Moved by Councillor Toombs, seconded by Councillor Spencer to adopt the April 2019 CAO's Report as prepared by CAO, Geoff Baker. Unanimously carried.*

**7.1.2** Councillor Gallant inquired if the roof at the Kensington Train Station is required to be replaced with cedar shingles or if alternative options are permitted under the National Historic Site Designation. Mr. Baker will confirm and report back to Council.

**7.1.3** Councillor Gallant inquired who was responsible for the clean-up of the damaged ballfield batting cages. Mr. Baker noted that more information would be available following the upcoming Minor Baseball AGM on April 9, 2019. Councillor Gallant requested that alternative locations be considered prior to rebuilding and recommended that it be moved behind the home run fence along the tree line to the west side of the ballfields.

**7.2 Fire Department Statistical Report**

**7.2.1** *Moved by Councillor Bernard, seconded by Councillor Gallant to approve the February 2019 Fire Statistical report as prepared by Fire Chief, Rodney Hickey. Unanimously carried.*

**7.3 Police Department Statistical Report**

**7.3.1** *Moved by Councillor Spencer, seconded by Councillor Toombs to approve the February 2019 Police Statistical Report as prepared by Chief Sutherland. Unanimously carried.*

**7.4 Development Permit Summary Report**

**7.4.1** *Moved by Councillor Bernard, seconded by Councillor Spencer to approve the April 2019 Development Permit Summary Report. Unanimously carried.*

**7.5 Bills List**

**7.5.1** *Moved by Councillor Mann, seconded by Councillor Bernard to approve the February 2019 Bills in the amount of \$216,558.84. Unanimously carried.*

**7.6 Summary Income Statement**

**7.6.1** *Moved by Deputy Mayor Pickering, seconded by Councillor Spencer to approve the Summary Income Statement for the month of February 2019. Unanimously carried.*

**7.7 Credit Union Centre Report**

**7.7.1** *Moved by Councillor Spencer, seconded by Councillor Toombs to approve the Credit Union Centre report for the month of February 2019. Unanimously carried.*

**7.8 Mayor's Report**

**7.8.1** *Moved by Councillor Toombs, seconded by Councillor Bernard to approve the Mayors report for the month of April 2019 as presented by Mayor Caseley. Unanimously carried.*

**7.8.2** Mayor Caseley thanked everyone for attending the Welcome Home Celebration for Special Olympian Roy Paynter, over 150 people attended the event.

**7.9 Federation of PEI Municipalities (FPEIM) Report**

**7.9.1** FPEIM will host their annual meeting on April 29, 2019 in St. Peter's Bay. The Federation recently met with all Government Party Leaders to discuss views of Municipal Government on PEI. Paul Johnston from the City of Charlottetown made presentation on the Asset Management Program.

**7.10 Kensington Area Chamber of Commerce (KACC) Report**

**7.10.1** KACC will host their Presidents Dinner on April 25, 2019 at the Emerald Community Centre. Details on a District 20 Candidate Forum will be announced shortly.

**7.11 Heart of the Island Initiative (STEP) Report**

**7.11.1** The STEP Implementation meeting is scheduled for April 23, 2019. A Round Table discussion with stakeholders and a Steering Committee meeting will be scheduled within that next 6 weeks.

**8. New Business**

## **8.1 Request for Decisions**

### **8.1.1 Snow and Ice Control Policy – Amended**

#### **8.1.1.1 *Moved by Deputy Mayor Pickering, seconded by Councillor Bernard***

***BE IT RESOLVED THAT the Town of Kensington Snow and Ice Control Policy be hereby adopted and formally approved, as amended.***

***Unanimously carried.***

### **8.1.2 Strategic Plan Approval**

#### **8.1.2.1 *Moved by Councillor Toombs, seconded by Councillor Gallant***

***BE IT RESOLVED THAT Council approve and adopt the 2019-2024 Town of Kensington Strategic Plan, titled “Town of Kensington – Where people choose to be”, as presented.***

***Unanimously carried.***

*Deputy Mayor Pickering declared a conflict and excused herself from the Council Chamber at 7:26 pm.*

### **8.1.3 Appointment of Emergency Measures Coordinator**

#### **8.1.3.1 *Moved by Councillor Gallant, seconded by Councillor Bernard***

***BE IT RESOLVED THAT Council appoint Patrick Kelly as their Emergency Measures Coordinator and CAO, Geoff Baker as the Deputy Emergency Measures Coordinator.***

***Unanimously carried.***

#### **8.1.3.2 *Moved by Councillor Gallant, seconded by Councillor Toombs***

***BE IT RESOLVED THAT Council approve an honourarium structure for the Emergency Measures Coordinator position as follows: Year 1 - \$2,000, Year 2 - \$1,500 and Year 3 and thereafter - \$1,000.***

***Unanimously carried.***

*Deputy Mayor Pickering returned to the Council Chamber at 7:28 pm.*

### **8.1.4 Official Plan and Development Control Bylaw Amendment - PID 747790**

#### **8.1.4.1 *First Reading***

*Moved by Councillor Mann, seconded by Councillor Toombs,*

*WHEREAS the Town of Kensington annexed PID No. 747790, being lands of MS Woodsides Ltd., inside the municipal boundary in 2018;*

*AND WHEREAS the subject property requires an appropriate zoning designation to be applied by Town Council to facilitate the development of the property;*

*AND WHEREAS a development proposal has been submitted to the town by the property owner to construct a single residential dwelling on the property;*

*AND WHEREAS a public meeting was held on April 4, 2019 in accordance with the PEI Planning Act and the Town's Development Control Bylaw, to allow Town Council to hear public comments on a proposal to apply a Single Residential (R1) Future Land Use and Zoning designation to the property;*

*AND WHEREAS town staff have evaluated the proposed Development Control Bylaw amendment, in consultation with DV8 Consulting, and are recommending that Town Council proceed with the amendment;*

*BE IT RESOLVED THAT Kensington Town Council give first reading to amend the Zoning and Subdivision Control Bylaw to apply a Single Residential (R1) zoning designation to PID No. 747790 for the purpose of constructing a single residential dwelling on the property.*

*Unanimously carried.*

**8.1.4.2** *Approval of First Reading*

*Moved by Councillor Mann, seconded by Councillor Toombs,*

*WHEREAS the Town of Kensington annexed PID No. 747790, being lands of MS Woodsides Ltd., inside the municipal boundary in 2018;*

*AND WHEREAS the subject property requires an appropriate zoning designation to be applied by Town Council to facilitate the development of the property;*

*AND WHEREAS a development proposal has been submitted to the town by the property owner to construct a single residential dwelling on the property;*

*AND WHEREAS a public meeting was held on April 4, 2019 in accordance with the PEI Planning Act and the Town's Development*

*Control Bylaw, to allow Town Council to hear public comments on a proposal to apply a Single Residential (R1) Future Land Use and Zoning designation to the property;  
AND WHEREAS town staff have evaluated the proposed Development Control Bylaw amendment, in consultation with DV8 Consulting, and are recommending that Town Council proceed with the amendment;*

*AND WHEREAS the Bylaw amendment was read a first time at this meeting;*

*BE IT RESOLVED THAT Kensington Town Council approve first reading to amend the Zoning and Subdivision Control Bylaw to apply a Single Residential (R1) zoning designation to PID No. 747790 for the purpose of constructing a single residential dwelling on the property.*

*Unanimously carried.*

*Chief Sutherland excused himself from the Council Meeting at 7:32pm*

#### **8.1.5 Official Plan and Development Bylaw Amendment Application - PID 80150**

##### **8.1.5.1 Moved by Councillor Spencer, seconded by Councillor Toombs**

*That Town Council direct staff to proceed with an Official Plan and Development Control Bylaw amendment process to re-zone Property No. 80150, being lands of Rocky Arsenault, from Single Residential (R1) to Low-Density Residential (R2) to facilitate the construction of a duplex on the property.*

*Unanimously carried.*

##### **8.1.5.2 Mr. Baker will request a copy of the Right of Way agreement prior to the Public Meeting.**

#### **8.1.6 Investing In Canada Infrastructure Program**

##### **8.1.6.1 Moved by Deputy Mayor Pickering, seconded by Councillor Toombs**

*THAT the Town of Kensington submit an application to the Investing in Canada Infrastructure Program – Environmental Quality: Green Stream to fund a portion of the cost of the Town of Kensington Wastewater Lagoons Upgrades Project and that such project be designated as Priority 1.*

*The Council understands that all future operational costs associated with and resulting from the project will be the responsibility of the Town of Kensington.*

*Unanimously carried.*

**8.1.6.2** *Moved by Councillor Toombs, seconded by Councillor Bernard*

*THAT the Town of Kensington submit an application to the Investing in Canada Infrastructure Program – Environmental Quality: Green Stream to fund a portion of the cost of the Town of Kensington Water System 4-Log Reduction Project and that such project be designated as Priority 2.*

*The Council understands that all future operational costs associated with and resulting from the project will be the responsibility of the Town of Kensington.*

*Unanimously carried.*

**8.1.6.3** *Moved by Deputy Mayor Pickering, seconded by Councillor Toombs*

*THAT the Town of Kensington submit an application to the Investing in Canada Infrastructure Program – Environmental Quality: Green Stream to fund a portion of the cost of the Town of Kensington Broadway Street South Water Main Extension Project and that such project be designated as Priority 3.*

*The Council understands that all future operational costs associated with and resulting from the project will be the responsibility of the Town of Kensington.*

*Unanimously carried.*

**8.1.7** **Development Permit Application – Alantra Leasing**

**8.1.7.1** *Moved by Councillor Toombs, seconded by Councillor Bernard*

*THAT Town Council approve a development permit application from Alantra Leasing for the construction of a maintenance building on their property in the Kensington Industrial Park, subject to full compliance with all Federal, Provincial and Municipal legislation and regulations.*

*Unanimously carried.*

**8.2** **Rescission of Motion - Water & Pollution Control Corporation Directors Honorarium**

**8.2.1** *Moved by Councillor Bernard, seconded by Councillor Gallant to rescind the following motion (Motion # 8.1.1 from the March 11, 2019 Council Meeting):*

*“Moved by Councillor Toombs, seconded by Councillor Mann to eliminate the \$50.00 per meeting honorarium received by the Water & Pollution Control Corporation Directors”.*

*3 for (Bernard, Gallant, Spencer) – 3 opposed (Pickering, Mann, Toombs). Motion defeated.*

- 8.2.2 Councillor Bernard spoke regarding the recent decision made by Town Council to eliminate the \$50 per meeting honorarium received by the Water & Pollution Control Corporation Directors and requested that the budget be re-evaluated to cover the associated costs.
- 8.2.3 Mayor Caseley noted that the budget has already received Council approval and is required to be sent to the Province of PEI by April 15. Due to the short timeframe, it would not allow adequate time to restart the budget approval process. Mayor Caseley requested Councillor Bernard’s suggestions as to where the budget could be amended, Councillor Bernard was unable to provide further details at that time.
- 8.2.4 Councillor Toombs inquired about eliminating the Water & Pollution Control Corporation and assuming it within the Regular Meeting of Town Council. Mayor Caseley agreed that the elimination is something that Town Council should evaluate and suggested that the most appropriate time to make the change would be at the beginning of a new fiscal year. Mr. Baker will provide further information to allow Council to complete a full evaluation.
- 8.2.5 Councillor Gallant expressed his support to keep the Director Honorarium as long as the Water & Pollution Control Corporation is still operating.

### **8.3 Train Station Electrical Upgrades**

- 8.3.1 CAO, Geoff Baker presented Council with quotations to complete an electrical service upgrade to the Train Station from a 100 AMP service to a 200 AMP service.

*Moved by Councillor Toombs, seconded by Deputy Mayor Pickering to approve the quote from Capital T Electric for \$6,220.00 plus applicable taxes, to complete an electrical service upgrade at the Train Station from a 100 AMP service to a 200 AMP service. Unanimously carried.*

### **8.4 Other Matters**

- 8.4.1 Councillor Gallant expressed concern regarding a recent spill of fry oil outside the Credit Union Centre. The oil had been tracked into the entry of the Fitplex and across that parking lot and onto his vehicle. Councillor Gallant requested further cleanup be completed. Mr. Baker will discuss his concerns with the CUC Manager.
- 8.4.2 Councillor Spencer inquired if there was an update regarding the removal of the flower bed located in front of the Frosty Treat Dairy Bar (109 Victoria Street W).



Mayor Caseley confirmed the request was sent to the Department of Transportation, no further information has been received at this time.

- 8.4.3** Councillor Spencer expressed a concern regarding the current road condition of Victoria Street W. Mr. Baker confirmed that the Department of Transportation has been making regular repairs, unfortunately the cold patch is not holding. Hot mix will be available mid April which will provide a more permanent repair.
- 8.4.4** Councillor Gallant brought forward a request to have the Department of Transportation reduce the hump on the road, located at the Confederation Trail crossing along Victoria Street E, when they complete the re-surfacing work this year. Mr. Baker will forward the request to the Department of Transportation.
- 8.4.5** Councillor Gallant congratulated the Kensington Wild on their successful 2018/2019 hockey season as they represent PEI at the Major Midget Atlantic Tournament.

## **9. Correspondence**

- 9.1** A Thank You letter from the PEI Humane Society for the Town's contribution to the 2019 Cupcake and Bake Day.
- 9.2** An email from FPEIM for a Call of Host for the 2019 FPEM Semi-Annual Meeting and the 2020 Annual Meeting.

*Moved by Deputy Mayor Pickering, seconded by Councillor Gallant to submit a request to the Federation of Prince Edward Island Municipalities to host their 2019 Semi-Annual Meeting in Kensington, pending the availability of the Murray Christian Centre. Unanimously carried.*

- 9.3** An email from Steven Noonan, Director of Senior Men's Fastpitch, Softball PEI requesting financial support to host the 2019 Eastern Canadian Intermediate Fastpitch Championship in Kensington.

*Moved by Councillor Gallant, seconded by Councillor Bernard to donate \$325.00 to the 2019 Eastern Canadian Intermediate Fastpitch Championship to be hosted in Kensington. 5 for – 1 opposed (Spencer). Motion carried.*

- 9.4** A proclamation request from Falun Dafa Association Canada. – *No action.*

## **10. In-Camera**

- 10.1** *Nil*

**11. Adjournment**

*Moved by Councillor Toombs, seconded by Councillor Gallant to adjourn the meeting at 8:51 PM. Unanimously carried.*

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Geoffrey Baker,  
CAO

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Rowan Caseley,  
Mayor